

**United States District Court**  
**NORTHERN DISTRICT OF OHIO**  
**EASTERN DIVISION**

**NovaStar Mortgage, Inc.**

**Plaintiff**

**VS.**

Nathaniel Diggins, et al.

**Defendants.**

**Case No. 1:06-cv-00365**

**District Judge Hon. Patricia A. Gaughan**

## NOTICE OF DISMISSAL

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, Plaintiff hereby dismisses this action without prejudice. Costs are taxed to Plaintiff.

Respectfully submitted,

/s/ Kevin L. Williams  
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So Ordered.

/s/ Patricia A. Gaughan  
5/25/06